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Notice of Allowability  Examiner  Mina Haghighalian  — The MAILING DATE of this communication appears on the cover sheet with the correspondence address—All claims being allowable, PROSECUTION ON THE MERITS (OR REMAINS) CLOSED in this application, if not included herewith (or previously nailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due cours NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at if of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1398.  1. ☑ This communication is responsive to TDs, Amendments and Remarks filed on 08/27/05.  2. ☐ The allowed claim(s) is/are 1-4,20-22 and 35-77.  3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a) ☐ All b) ☐ Some* c) ☐ None of the:  1. ☐ Certified copies of the priority documents have been received.  2. ☐ Certified copies of the priority documents have been received in this national stage application for International Bureau (PCT Rule 17.2(a)).  * Certified copies not received:  Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requiren noted below. Failure to timely comply will result in ABANDONMENT of this application.  THIS THREEMONTH PERIOD IS NOT EXTENDABLE  4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTIC INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.  5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.  (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached  1) ☐ hereto or 2) ☐ to Paper No./Mail Date	l	RARIMOM/ITZ ET AL	10/816 567	
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Application/Control Number: 10/816,567

Art Unit: 1616

## Examiner's Amendment

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Barry Swanson on 09/19/05.

The application has been amended as follows:

In the Specification, on page 5, line 4 of section [0026], please add "In certain embodiments the particles have an MMAD of from about 0.2 to about 3 microns.". In claims 35 and 51, change "0.2" to --0.1--.

In claims 37, 53 and 69-77 add the term "about" before "0.2" and "3".

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mina Haghighatian whose telephone number is 571-272-0615. The examiner can normally be reached on core office hours.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gary L. Kunz can be reached on 571-272-0887. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

CHRISTOPHER S. F. LOW SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 1600

Mina Haghighatian September 27, 2005